P.N. No. 1267/06
Presented by Shri Rakesh Anthony SINGLE BENCH
dated 2/3/06

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IN THE HIGH COURT OF JUDICATURE CHHATTISGARH
AT BILASPUR
W.P.NO. 1203 / 2006

Petitioner : Smt.Uma Hidame Aged about 35 years, W/o Late Shri Ganesh Ram Hidame, Resident of Village – Chiladabri, Post – Marri, Tehsil – Mohla, Dist : Rajnandgaon-(C.G.) presently residing at Village – Mungesi Tola, Post – Kaudikasa, Tehsil – Achowki, Dist : Rajnandgaon-(C.G.)

RECEIVED-COPY 7.3.06 CLERK TO A. G. BILASPUR

Versus

Respondents :

1. State of Chhattisgarh Through The Secretary Higher Education Department, Mantralaya at D.K.S. Bhawan, Raipur, Dist : Raipur-(C.G.)

RIC Bilaspur 7/3/06 for THAKUR VIJAY SINGH Asst. Solicitor General of India CHHATTISGARH HIGH COURT High Court Campus, Bilaspur (C.G.)

2. The Commissioner, Higher Education Department, Raipur, Dist : Raipur-(C.G.)

3. The Collector, Dist : Rajnandgaon-(C.G.)

4. State of Madhya Pradesh Through the Secretary, Education Department, Mantralaya at Vallabh Bhawan, Bhopal, Dist : Bhopal-(M.P.)

5. Union of India, Through the Principle Secretary, Department of Personal & Training & Public Grievances, Shastri Marg, New Delhi

WRIT PETITION U/A 226 / 227 OF THE CONSTITUTION OF INDIA

XI-HC-22

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP No. 1203/06 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	23-3-2006 Shri Rakesh Anthony, counsel for the petitioner. Shri V.V.S. Moorthy, Dy. A.G. & Shri Satish Gupta, Dy. Govt. Advocate for the State of Chhattisgarh. Shri S.K. Beriwal, Sr.Panel Lawyer, for Union of India. Heard. Learned counsel for the petitioner submits that the petitioner's husband, who was working as Lab Attendant, died during service period on 16/5/2000 and thereafter the petitioner applied for compassionate appointment which was denied. It is further submitted that in batch of cases bearing W.P. No.1322/2002 involving the same question orders have been passed by this Court on 20-12-2005. He prays that similar orders may be passed in this case also. Learned counsel for the State does not dispute the above fact and states that the State of Chhattisgarh has taken a decision to consider the cases of dependants of those employees who died on or after 1-11-1997 strictly in accordance with the policy prevalent at that time. In view of the submissions made by learned counsel appearing for the parties, without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the State of Chhattisgarh and the authorities concerned to consider and decide the case of the petitioner in accordance with the policy prevalent at the time of death of petitioner's husband. If the petitioner found eligible, appointment orders will be issued as early as possible preferably within a period of four months from the date of receipt/production of copy of this order. The petitioner is also directed to render due co-operation to the authorities. With the aforesaid observations, this petition stands disposed of. Certified copy as per rules. Copy to the State counsel. Sd/- Fakhruddin Judge	
H/-		

[पीछे देखिये